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Vine R. Kim
12-3-96
PATENT

Attorney Docket No. 4995.0005-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Andrew LEES

Serial No.: 08/456,694

Filed: June 1, 1995

Group Art Unit: 1816

Examiner: K. Kim

For: PRODUCING IMMUNOGENIC CONSTRUCTS USING SOLUBLE
CARBOHYDRATES ACTIVATED VIA ORGANIC CYANYLATING REAGENTS

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

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CERTIFICATION AND INFORMATION DISCLOSURE
STATEMENT UNDER 37 C.F.R. § 1.97(c)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO-1449. This Certification and Information Disclosure Statement is being filed after the events recited in 37 C.F.R. § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Action or a Notice of Allowance. Under the provisions of 37 C.F.R. § 1.97(c), this Information Disclosure Statement includes a certification as specified by 37 C.F.R. § 1.97(e).

Applicant certifies that each document listed in this Information Disclosure Statement was cited in a communication from the European Patent Office in a counterpart foreign application, and this Information Disclosure Statement is being filed within three months of the mailing date of that communication. The European Search Report (copy attached) was mailed on August 6, 1996.

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Copies of the listed documents are attached.

Please note that the remaining documents listed on the European Search Report, namely, WO 93/15760, U.S. Patent No. 3,788,948 and the Andersson article, are not included with this Information Disclosure Statement because these documents previously were made of record by Applicant in the Information Disclosure Statement filed June 1, 1995.

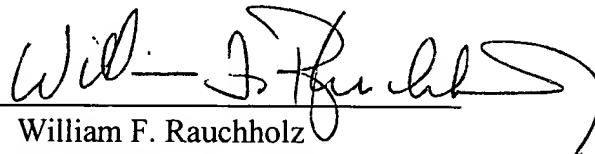
This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies any of the documents as prior art against any claims in the application and Applicant determines that the cited documents do not constitute "prior art" under United States law, Applicant reserves the right to present to the Office the relevant facts and law regarding the appropriate status of such documents.

Applicant further reserves the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, L.L.P.

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Date: November 4, 1996

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